

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – A.P.Civil Services (Executive Branch) Rules, 1992 – Promotion of Tahsildars, Section Officers of Secretariat and Superintendents of office of the Special Chief Secretary & Chief Commissioner of Land Administration, Hyderabad as Deputy Collectors as per seniority – Promotions - Accorded - Orders – Issued.

REVENUE (SER.I) DEPARTMENT

G.O. Ms. No. 1750

Dated : 05.10.2011.

Read the following :-

1. G.O. Rt. No.215, Revenue (Ser.I) Department, dated : 23.03.2011.
2. G.O. Rt. No.561, Revenue (Ser.I) Department, dated : 17.05.2011.
3. G.O.Rt.No.1081, Revenue (Ser.I) Department, dated : 30.08.2011.
4. From the Spl.CS & Chief Commissioner of Land Administration, Lr.No. D1/ 1427/ 2010, dated : 31.08.2011.

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ORDER :

In the reference third read above, the Government have approved the additional estimate of 35 vacancies of Deputy Collectors for the supplementary panel year 2010-2011 including future arising vacancies of 14 posts of Civil Supplies Department for Aadhar Programme, for conducting Departmental Promotion Committee.

2. In the reference fourth read above, the Special Chief Secretary and Chief Commissioner of Land Administration has stated that the Departmental Promotion Committee has been convened on 31.08.2011 at 11.30 AM and Committee considered for inclusion of 21 Officers of the supplementary panel of Deputy Collector for the year 2010-11 along with the minutes of the Departmental Promotion Committee which have been submitted to Government for approval of 21 names of Tahsildars/ City list candidates for promotion as Deputy Collectors. Rule of Reservation **has not been observed, since adequacy in respect of SCs and STs** is already reached.

3. The Spl.CS & Chief Commissioner of Land Administration while furnishing the minutes of Departmental Promotion Committee, the name of Sri Y.Santhosh Kumar, Section Officer, at Sl.No. 19 included but promotion is stayed in terms of orders dated 28.04.2011 in OA No. 2800/2011 and orders dated 11.05.2011 in OA No. 3066/2011 of Hon'ble APAT. Since stay orders were vacated by the Hon'ble APAT in OA No. 2800 / 2011 on 27.06.2011 and OA No. 3066 /2011 with VMA 1113 /2011 on 06.09.2011, the name of Sri Y. Santhosh Kumar is eligible for promotion as Deputy Collector.

4. The name of Sri G.Srinivasulu, at Sl.No. 21, the Spl.CS & Chief Commissioner of Land Administration included but deferred due to pendency of disciplinary case.

5. The name of Sri A.Mahipal, Tahsildar, Zone-VI has been passed over due to pendency of ACB case.

6. Sri S.Dayanand, Special Grade Deputy Collector filed OA No. 8082/10 in the Hon'ble APAT and the Hon'ble Tribunal in its interim orders dated 19.11.2010 has directed to consider the recommendations of the High Level Committee to accommodate the employees who are likely to be reverted in the available vacancies and the desirability of creating supernumerary posts. Sri S.Dayanand has also filed WP No. 29053/10 in the Hon'ble High Court and the Hon'ble High Court in its interim orders in WP MP No. 37015/10 dated 01.12.2010 directed the respondents **to effect the promotions based on the seniority list but however, shall not review the panel, pending further orders** and stated that ***the adhoc panels of Deputy Collectors from the panel year 1998-99 and onwards have been reviewed.*** In this context the Spl.CS & Chief Commissioner of Land Administration has informed

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interalia that consequent review of Special Grade Deputy Collector's panels have to be taken up on the receipt of final orders in OA No.8082/2010 and WP.No.29053/2010. He has also requested the Government to take further necessary action on the DPC proposals, in consultation with the Law Department.

7. The issue has been examined earlier, in consultation with the Law Department and they have advised that due to interim orders of the Hon'ble High Court, **there is no objection to accord promotion to the category of Deputy Collectors, basing on the seniority list issued and not permissible to review the panels of the Deputy Collectors so long as the interim orders are in force.** Further they have opined that **the adhoc panels of Deputy Collectors for the year 2010-11** recommended by the DPC, the names of 193 candidates were included. Out of 193 candidates already 105 candidates are working as Deputy Collectors from the earlier panel years. Therefore the names of Tahsildars, Section Officers, Superintendents including the panel of 2010-11 may be considered for grant of temporary promotion to the category of Deputy Collector as per seniority subject to outcome of OA No. 8082/10 and WP No. 29053/10 pending in the Hon'ble Tribunal and the Hon'ble High Court respectively, and also advised to take further action to file suitable counter affidavit in the OA and WP and pray for vacation of the interim orders of the Hon'ble High Court and dismissal of the WP for taking further action for review of the panels of the Deputy Collectors from the year 1998-99 onwards as recommended by the DPC.

8. Further, the interim orders of Hon'ble APAT dated 8.10.2010 and 11.2.2011 in OA No. 7002/2010 filed by Sri Ch.Srinivasulu, Tahsildar, Mahabubnagar District and in OA No. 686/2011 filed by Sri B.Kishan Rao, Tahsildar, Mahabubnagar District respectively, may not have any impact on the minutes of DPC held on 20.11.2010 to the extent of effecting promotions of Tahsildars as Deputy Collectors in view of interim orders dated 01.12.2010 of the Hon'ble High Court in WP MP No. 37015/2010 in WP No. 29053 /2010.

9. The provisions of Rule 5 of the A.P.State & Subordinate Service Rules, 1996 is as follows :-

"SELECTION POSTS : (a) All first appointments to a State Service and all promotions / appointment by transfer in that service shall be made on grounds on merit and ability, seniority being considered only where merit and ability are approximately equal, by the appointing authority as specified in sub-rule (a) of rule 6 from the panel of candidates. Such panel shall be prepared as laid down in rule 6 by the appointing authority or any other authority empowered in this behalf.

Keeping in view of the above rule position, all promotions to the State services shall be made after approval of the DPC proceedings. In the instant case, it becomes not feasible to approve the DPC proceedings in view of the Hon'ble High Court interim orders dated: 01.12.2010 in WP.MP.No. 37015/2010 in WP No.29053/2010. The Law Department has also advised to accord promotion to the category of Deputy Collectors basing on the seniority list.

10. The Government after careful examination and on the analogy of the orders issued in G.Os. 1st and 2nd read above, hereby accord adhoc promotions to the 20 Tahsildars including Section Officers and Superintendents to the category of Deputy Collectors basing on the seniority list proposed by Special Chief Secretary & Chief Commissioner of Land Administration in his letter dated : 31.08.2011 with the following condition :-

"the promotions accorded are subject to outcome of OA No. 8082/10 and WP No. 29053/10 pending in the Hon'ble APAT and the Hon'ble High Court respectively and any other cases pending before any court of law."

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11. The list of names of 20 Tahsildars including Section Officers and Superintendents promoted as per seniority list, is annexed to this order.
12. The posting orders to the individuals will be issued separately.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

ANIL CHANDRA PUNETHA
PRL.SECRETARY TO GOVERNMENT

To
The Spl.CS & Chief Commissioner of Land Administration, Hyderabad.
Copy to :
The Commissioner, Survey Settlements & Land Records, Hyderabad.
The General Administration (SU.I) Department.
SF/SC.

// FORWARDED BY ORDER //

SECTION OFFICER

ANNEXURE to G.O. Ms. No. 1750, dated : 05.10.2011.

The list of the names of 20 Tahsildars including Section Officers and Superintendents who are promoted as Deputy Collectors as per seniority list is as follows :-

S.No	Name of Tahsildar/SO/Supdt. S/Sri	Designation
1	2	3
1.	V. Subba Rao	Tahsildar
2.	K. Mallikarjunudu	Tahsildar
3.	K. Manorama	Tahsildar
4.	A. Subba Raju	Tahsildar
5.	G. Mohan Reddy	Tahsildar
6.	S. Lavanna	Tahsildar
7.	M. Laxminarasimham	Tahsildar
8.	Ch. Ramesh Babu	Tahsildar
9.	V. Muralimohan Rao	Superintendent, O/o Commissioner of Survey Settlements & Land Records
10.	V.S.L.N. Sarma	Tahsildar
11.	C. Sudhakar Reddy	Tahsildar
12.	A. Seshu Babu	Tahsildar
13.	R.V. Suryanarayana	Tahsildar
14.	S. Mohan Rao	Tahsildar
15.	K. Seetharama Rao	Tahsildar
16.	S. Venkateswarlu	Tahsildar
17.	J. Vasantha Rao	Tahsildar
18.	P. Venkateshwar Reddy	Tahsildar
19.	Y. Santhosh Kumar	S.O., G.A.Dept.
20.	O.J. Madhu	Tahsildar

ANIL CHANDRA PUNETHA
PRL.SECRETARY TO GOVERNMENT

// FORWARDED BY ORDER //

SECTION OFFICER